



CERTIFICATE OF MAILING

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Name (Print/Type)	Donna Macedo	Signature	<i>Donna Macedo</i>	Date	08-16-2001
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Application Number	09/835,107
Confirmation Number	4208
Filing Date	April 12, 2001
First Named Inventor	Christopher R. Tudan et al.
Examiner	Unassigned
Group Art	1646
Attorney Docket No.	SMAR012

TRANSMITTAL

Small Entity Large Entity

ENCLOSED:	Claims	No. of claims as filed or after amendment	Most claims previously paid for	# Extra Claims	Rate	Totals
<input type="checkbox"/> Amendment Under Rule	Total	26	20	6	9	\$ 54.00
<input type="checkbox"/> 37 CFR § _____	Independent	3	3	0		\$ -
<input type="checkbox"/> Pages _____	Multiple					
	Total Extra Claim Fees					\$ 54.00

<input type="checkbox"/> Applicants Petition for an _____	to _____	Fee
Extension of time from _____ to _____		

<input checked="" type="checkbox"/> Response to File Missing Parts (with copy of formalities letter)			
<input checked="" type="checkbox"/> Filing Fee			Fee \$355.00
<input checked="" type="checkbox"/> Executed Declaration	Pages 7		Surcharge Fee \$65.00
<input checked="" type="checkbox"/> Other	Substitute Initial Data Sheet		Fee _____
	Preliminary Amendment		Fee _____
	Substitute Specification- Marked-up copy		Fee _____
	Substitute Specification- Clean copy		Fee _____
			Subtotal \$420.00

<input type="checkbox"/> Information Disclosure Statement			
<input type="checkbox"/> PTO Form 1449	Pages _____		
<input type="checkbox"/> Copies of Cited References			
<input type="checkbox"/> Other _____			Fee _____
			Subtotal \$ -

Response to Notice to Comply (with copy of Notice to Comply)			
<input checked="" type="checkbox"/> Sequence Listing Certification			
<input checked="" type="checkbox"/> Paper Copy of Sequence Listing	Pages 31		
<input checked="" type="checkbox"/> Diskette in computer-readable format			
<input type="checkbox"/> Other _____			Fee _____

<input type="checkbox"/> Terminal Disclaimer	Fee			
<input type="checkbox"/> Appeal to Board of Appeals and Appeal Communication to Group				
<input type="checkbox"/> Notice of Appeal	Pages	Fee		
<input type="checkbox"/> Appeal Brief in Triplicate	Pages	Fee		
<input type="checkbox"/> Reply Brief	Pages	Fee \$ -		
		Subtotal \$ -		
<input type="checkbox"/> Other Enclosures and/or Fees	Fee			
<input type="checkbox"/> Change of Correspondence Address				
<input checked="" type="checkbox"/> Return Receipt Postcard	TOTAL FEES		\$474.00	
<p>The Commissioner is authorized to charge any fees which may be required, or credit any overpayment to Deposit Account 50-0815. If additional fees are required, including extensions of time, please consider this a petition therefore. A duplicate copy of this transmittal is enclosed.</p>				
SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED				
Name (Print/Type)	Bret E. Field		Registration No.	37,620
Signature			Date	08-16-2001
Firm Name	Bozicevic, Field & Francis LLP		Address	200 Middlefield Road, Suite 200
City	Menlo Park	State	California	zip 94025
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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
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WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/835,107	04/12/2001	Hassan Salari	SMAR012

CONFIRMATION NO. 4208

FORMALITIES LETTER



OC00000006195963

Bret E. Field
Bozicevic, Field and Francis LLP
Suite 200
200 Middlefield Road
Menlo Park, CA 94025

Date Mailed: 06/18/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$108.
 - \$108 for 6 total claims over 20.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 948.**
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of

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65.00 CH01 FC:203
02 FC:205
03 FC:205

another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*

Jenks
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE